

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

KAREN SINCLAIR, individually, and  
as Guardian Ad Litem for KS and JA,  
minor children, et al.,

NO: 1:12-CV-3041-RMP

## ORDER GRANTING STIPULATED MOTION FOR PROTECTIVE ORDER

DETECTIVE MICHAEL AKINS,  
member of the Grandview Police  
Department, et al.,

## Defendants.

On February 7, 2014, Plaintiffs and Defendants, Michael Akins and Mark

Negrete, by and through their attorneys, agreed and stipulated pursuant to FRCP

29, to a protective order regarding certain “Protected Documents.” Having

reviewed the file and record and being fully informed, the Court hereby finds good

cause to grant the Stipulated Motion and enter the Protective Order.

**ACCORDINGLY, IT IS HEREBY ORDERED:**

1. The parties' Stipulated Motion, ECF No. 222, is GRANTED.

1       2. Plaintiffs' attorneys will not disclose or share any part of the  
2 "Protected Documents" described below or any information gleaned from said  
3 documents with any person, except as expressly provided herein.

4       3. The Protected Documents covered by the Stipulation and this Order of  
5 the court are described as follows:

6           a. Defendants' federal income tax returns, including all schedules,  
7 attachments, and worksheets;

8           b. Statements and other documents relating to defendants'  
9 investments of any kind, including but not limited to securities, stock certificates,  
10 bonds, notes, contracts, options, mutual funds, certificates of deposit, Treasury  
11 bills, REITS (Real Estate Investment Trusts), tax credits, derivatives and any other  
12 investment;

13           c. Documents relating to ownership or other interest in real estate,  
14 including but not limited to deeds, settlement statements and appraisals;

15           d. Life insurance policies and other related documents showing  
16 value and any loans against those policies;

17           e. Documents relating to any type of annuity;

18           f. Documents describing benefits of employment, including but  
19 not limited to statements of benefits and accrued benefits, per diems, expense

1 reimbursements, use of employer vehicles, health and other insurance policies,  
2 bonuses, employee incentive plans, etc...

3 g. Trusts and documents showing contributions made to or  
4 distributions from trusts;

5 h. Documents relating to the finances of any business in which  
6 defendants have any ownership interest;

7 i. Statements and other documents relating to accounts in which  
8 defendants have an interest with a bank, credit union, savings or mutual bank,  
9 mutual fund, securities dealer, and brokerage firm; and

10 j. Documents reflecting any debts which defendants owe.

11 4. Plaintiffs' attorneys agree that prior to any disclosure of Protected  
12 Documents as described in this Stipulation and the subsequent Order, they will  
13 obtain from each proposed recipient of the Protected Documents their signature on  
14 a copy of the Protective Order that states that the recipient has received a copy of  
15 the Protective Order regarding the Protected Documents and agrees to be bound by  
16 such order. By signing a copy of the Protective Order the recipient agrees that he  
17 or she has read the order, represents that he or she is a person permitted to have  
18 access to information from the Protected Documents and agrees that he or she will  
19 make no further disclosure of the information received, will personally protect the  
20 confidentiality of all copies and will either return them to Plaintiffs' attorneys at

1 the conclusion of this case, or will at that time personally destroy them and upon  
2 request from Defendants will provide a sworn affidavit that he or she has done so.

3 5. Subject to the terms of this Stipulation and subsequent Order,  
4 Plaintiffs' attorneys may allow inspection of Protected Documents or discuss the  
5 contents of Protected Documents or information therefrom with the following  
6 categories of persons and no other:

7 a. The attorneys and members of the legal and support staff of  
8 Plaintiffs' attorneys' office;

9 b. Experts, consultants or investigators retained by Plaintiffs'  
10 attorneys to assist in evaluation, preparation or testimony in this case;

11 c. Any court personnel, court reporter, mediator, judge and or jury  
12 in this case;

13 d. Any person identified as having authored or previously  
14 received the material.

15 6. Plaintiffs' counsel shall not allow plaintiffs, their family members or  
16 friends to inspect the Protected Documents or discuss the contents of the Protected  
17 Documents or information therefrom with those individuals.

18 7. If it becomes necessary for either party to submit a Protected  
19 Document to the court, that party shall inform opposing counsel with sufficient  
20 time prior to the filing of the Protected Document such that opposing counsel can

1 note a motion to seal the Protected Document. A motion to seal will not be granted  
2 unless the motion and supporting documents establish compelling reasons to seal.

3       8. The Plaintiffs' attorneys agree to use the Protected Documents or  
4 information obtained from them only for the purpose of prosecuting this litigation.

5       9. At the time of exchange of amended exhibit lists, the Plaintiffs shall  
6 list in the amended exhibit list for their case in chief any Protected Document they  
7 intend to use at the time of trial by designating the exhibit as a "PROTECTED  
8 DOCUMENT" in capital letters. The Defendants may request an in camera review  
9 of the exhibit and make the appropriate motion for the handling of the document at  
10 trial in accordance with the Jury Trial Scheduling Order.

11       10. Nothing in the Protective Order shall limit any producing party's use  
12 of its own documents or shall prevent any producing party from disclosing its  
13 confidential information to any person.

14       11. The court retains jurisdiction to make any amendments, modifications  
15 or additions to the Protective Order as it deems appropriate.

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12. The parties, by stipulation, may add additional documents to be covered by the Stipulation and subsequent Order signed by the court.

The District Court Clerk is directed to enter this Order and provide copies to counsel.

DATED this 28th day of February 2014.

s/ Rosanna Malouf Peterson  
ROSANNA MALOUF PETERSON  
Chief United States District Court Judge